

# ROUND-UP OF ROSENTHAL ASSASSINS PLANNED BY WHITMAN AFTER TIP

WEATHER—Rain probable to-night and Saturday.

**FINAL**  
EDITION.

The



World.

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"Circulation Books Open to All."

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## WIDOW OF COL. ASTOR MAY CONTEST HIS WILL AFTER CHILD IS BORN

### Contention Likely to Be Made That There Was No Specific Provision For Expected Heir—Way Already Open for a Fight.

There is every likelihood, following the birth next week of a child to Mrs. Madeleine Force Astor, that a suit will be brought by her attorney, Judge Henry A. Gildersleeve, in behalf of this new heir of the late Col. John Jacob Astor, to break the will of the dead multi-millionaire which was offered for probate on May 17 last.

The way to such a contest was left open through the foresight of Judge Gildersleeve, acting as guardian for Mrs. Astor, and it can be instituted within the next two years upon any ground other than that the document is not the authentic will of Col. Astor.

Lawyers who have been in communication with members of the Force family hold that the will can be declared invalid because of the failure to provide specifically for the coming heir. The provision of \$3,000,000 was general for any child that might be born to Col. Astor.

If Mrs. Force should succeed as guardian for this child in having the will declared invalid, then there would be a new division of the Astor estate and the newcomer would share alike with the children of his father.

William Vincent and Muriel Astor. It was with Mrs. Astor herself to determine what course she shall pursue, according to William H. Force, her father, of No. 78 Front street.

**WIDOW'S FATHER MAKES NO DEFINITE STATEMENT.**

"Will you state definitely whether such a contest will be instituted?" was asked of Mr. Force to-day.

"I do not care to make any definite statement," was his reply. "For I would not care to look into the future. You can say that for the present there is no intention of bringing such a contest. The matter has never even been discussed by Mrs. Astor or in the family of her parents. But as for the future, I do not care to make any binding assurance."

"Since June 15 last Mrs. Astor has been of age, and she will follow the dictates of her own mind. At that time Judge Gildersleeve ceased to be her guardian and became her personal counsel. He will advise her what to do. So far as I am aware, Mrs. Astor is quite satisfied and has no intention of ever contesting the will."

"Can you state positively that there will be no contest of the will?"

"As I said before, I do not care to bind myself as to the future," was the reply. "I do not mind telling you that there are a lot of busy bodies in this world giving advice to people who do not ask for it. Some of these are friends too. We have been greatly annoyed ever since Mrs. Astor's return."

**CANNOT TELL WHAT CONDITIONS MAY ARISE.**

"Unforeseen circumstances might change things with respect to the future actions of Mrs. Astor as to the will. That is the only reason why I must qualify as to the future. One can never tell what might come up. It is

(Continued on Second Page.)

### NATIONAL LEAGUE.

AT NEW YORK.

ST. LOUIS—0 1 0 0 0 0

GIANTS—1 0 0 0 0 0

AT BROOKLYN.

PITTSBURGH—0 2 0 0 0 0

BROOKLYN—0 0 0 0 0 0

AT BOSTON.

CHICAGO—2 1 0 0 0 0

BOSTON—1 0 0 3 0 0

### AMERICAN LEAGUE.

AT CLEVELAND.

HIGHLANDERS—0

CLEVELAND—0

## WOOL BILL VETOED BY TAFT, WHO ASKS ONE TO SUIT HIM

### Killing Tariff Measure, He Hopes Congress Will Try Again Before Adjourning.

### HOLDS TO HIS POLICY

### President Against Bill Because It Does Not Bear O.K. of His Tariff Board.

WASHINGTON, Aug. 9.—For the second time within a year President Taft to-day vetoed a bill to revise the wool tariff—schedule K of the Payne-Albright law. With a message of disapproval the President returned to Congress the bill evolved as a compromise between the House and Senate, holding that its low rates would bring disaster to some industries. He appealed to Congress, however, not to adjourn until it had enacted a measure to "substantially reduce unnecessary existing duties" without destroying protection for the wool industry in the United States.

The President's disapproval of the wool bill is to be followed with similar vetoes of the steel bill and the cotton bill. The sugar bill is likely to be vetoed, as is the excise tax bill, the latter probably on the ground that the President believes it unconstitutional.

"I shall stand by my pledges to maintain a degree of protection necessary to offset the differences in cost of production here and abroad, and will heartily approve of any bill reducing duties to this level," wrote Mr. Taft.

**BILL MAY BE PASSED OVER PRESIDENT'S VETO.**

While the bill vetoed to-day and the one disapproved last year were identical in terms, the President's reasons differed. He vetoed the former bill because it had been framed before the tariff board's report—the latter because he said it had been framed with disregard for the board's findings.

"Most of the rates in the submitted bill," wrote the President, "are so low in themselves that if enacted into law the inevitable result would be irretrievable injury to the wool growing industry, the enforced idleness of much of our wool combing and spinning machinery and of thousands of looms and the consequent throwing out of employment of thousands of workmen."

The bill sent to the White House imposed an ad valorem duty of 25 per cent. on raw wool and on cloth of 40 per cent. Both rates, Mr. Taft held, were insufficient to protect the wool grower and the manufacturer.

It was predicted to-day that the wool bill might be passed by the House over Mr. Taft's veto, but there was some doubt as to its fate in the Senate.

Republican leaders were inclined to believe that it would fall of passage there as it did twelve months ago.

**HOPES CONGRESS WILL PASS ANOTHER BILL.**

The President declared in his message that he was anxious to see schedule K revised downward and that he would be glad to see Congress remain in Washington until a bill he considered proper was sent to the White House. He found it impossible, he said, in view of the platform on which he was elected, to approve the submitted measure, but declared one agreeable to his views had been drafted by minority members of the House Ways and Means Committee.

"I strongly desire to reduce duties," read the message, "provided only the protective system be maintained and that industries now established be not destroyed. It now appears from the tariff board's report and from bills introduced into the House and Senate that a bill may be drawn so as to be within the requirements of protection and still offer a reduction of 20 per cent. on most wools and of from 20 per cent. to 50 per cent. on cloths."

"Despite the efforts that have been made to discredit the work of the tariff board, their report on this schedule has been accepted with scarcely a dissenting vote. It is therefore familiar with the problems of protection and still offers a reduction of 20 per cent. on most wools and of from 20 per cent. to 50 per cent. on cloths."

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## DYNAMITE BLAST IN AQUEDUCT KILLS FIVE, INJURES SIX

### Cartridge Is Accidentally Ex- ploded Under 106th Street and Central Park West.

### BIG ROCKS CRUSH MEN.

### Others Narrowly Escape Death as Drill Pounds Into Heavy Explosive.

Once more, to-day, dynamite stabbed out from the darkness of the rockbound caverns of the aqueduct tunnel, hundreds of feet below the surface of the island, to slay and maim the workers who are boring like moles far beneath the world of sunlight. Five were killed and six others were seriously injured in the lightning blast of a dynamite cartridge accidentally discharged in the aqueduct shaft under One Hundred and Sixth street and Central Park West.

The dead, as identified by the little brass tags they wear about their necks against just such a contingency, are: Pepo Lamballina of One Hundred and Ninth street and Third avenue; instantly killed.

John Kuslyak of No. 213 West Second street; instantly killed.

John Giamallo of Jerome avenue, the Bronx; instantly killed.

Charles Curry of No. 143 Cherry street; died at J. Hood Wright Hospital shortly after removal there.

Charles Capadora of No. 255 West One Hundred and Fifth street; died at the Presbyterian Hospital.

**FOUR INJURED ARE EXPECTED TO DIE.**

The injured are: Angelo Aloia of No. 223 East Seventh street; fractured skull and internal injuries; will probably die.

Peter Soella of No. 236 Jerome avenue, foreman of the night gang; fractured skull and internal injuries; will probably die.

Leo Guastano of One Hundred and Ninth street and Third avenue, fractured skull.

Ernest Bucknella of No. 115 East One Hundred and Tenth street; bruises and cuts about the body; attended by hospital surgeons and sent to his home.

Two unidentified men, each with a fractured skull and crushed chest; will probably die.

All of the injured with the exception of Bucknella were taken to the J. Hood Wright Hospital.

One hundred men of the night shift, under the direction of Supt. John Cullen, were working in the long bore leading from the elevators at One Hundred and Sixth street. Near 5 o'clock there had been a blast at the "heading" of the tunnel, where the high power steam drills chug-chug into the solid wall of granite to bore the holes for the reception of the dynamite.

Cullen had just begun to ascend when there was a dull roar at the end of the dimly lit cavern and instantly every one of the lights strung along the roof of the tunnel went out. A driller had jammed on his axle and at the first thrust the steel-cutting burr had bitten into an unexploded dynamite stick, which had failed to go off in some previous shot.

It was found the far of the explosion had brought down a huge slab of rock from the tunnel roof. Those who had not been mangled by the shock of the blast were crushed beneath the mass of falling rock.

**SUPERINTENDENT OF TUNNEL WORK IS ARRESTED.**

Michael Quinn, general superintendent for the Pittsburgh Contracting Company, which is doing that part of the tunnel work in the vicinity of One Hundred and Sixth street, said there was no way of attaching blame for the accident; the old charge of dynamite, he said, had probably been in the wall for some time and no one was capable of detecting its presence. There is no way of determining accurately whether all the sticks in a "shot" are exploded, he added.

Nevertheless, Sgt. Myers of the Arsenal station, placed Superintendent Cullen under arrest, charging him with criminal negligence.

Cullen was later arraigned before Magistrate McGuire in the Yorkville court charged with homicide. He was remanded to the Coroner's without bail.

This is the second fatal accident on the aqueduct tunnel within a week. The collapse of a platform at Ninety-fourth street and Central Park West a few days ago.

## NO CLEMENCY TO SCHEPPS UNLESS HE SURRENDERS NOW

### Widow of John Jacob Astor, Who May Fight for Millions.



## TWO BATTLESHIPS MEET ACCIDENTS; ONE HITS SHOAL

### Nebraska Runs on Uncharted Rock Near Newport— Connecticut Breaks Shaft.

WASHINGTON, Aug. 9.—The battleship Nebraska ran on an uncharted shoal near Newport, R. I., late yesterday and was so seriously damaged that she has been ordered to drydock at Boston Navy Yard.

The battleship Connecticut, about the same time broke her starboard crank shaft and has been ordered to Philadelphia for repairs.

Rear Admiral Osterhaus, commander of the Atlantic fleet, has reported to the Navy Department as follows:

"Considerable damage has been done to the Nebraska passing over an uncharted shoal, four miles west of Newport, Rhode Island. Will presently have a crack survey."

The Navy Department immediately ordered the Nebraska to the Boston Navy Yard for examination. It is believed the ship has been seriously damaged and it may be necessary to put her out of commission, replacing her to the fleet with one of the battleships in reserve at the Philadelphia Navy Yard.

An investigation will be made immediately to locate the uncharted shoal, the existence of which in waters so crowded with shipping is a great surprise to naval officers.

The Connecticut's accident was not so serious. It resembles that sustained last week by the battleship Missis-

### District-Attorney Will Not Accept Delayed Confession of Fugitive Who Is Known to Have Re- cently Been Near This City.

### BECKER MAY GET TERMS FOR EXPOSURE OF GRAFT

### Prosecutor Says He Will Plead for Raider If He Will Reveal "Higher Up" Boodlers.

In momentary anticipation of the arrest of one or all of the three missing men wanted in the Rosenthal murder case, District-Attorney Whitman remained in his office this afternoon instead of starting for his usual week-end rest in the White Mountains. Apparently he was in possession of information that he believed warranted him in waiting for a report from Detectives Thomas and Leigh, who left the city suddenly yesterday on what was considered a straight clue to the whereabouts of the fugitives.

The District-Attorney was hoping he would hear that Leigh and Thomas had captured "Lefty Louie" and "Gyp the Blood." He was also looking for the appearance at any time of Sam Schepps, the third of the fugitives.

Schepps, it is thought, will give himself up before many hours and volunteer to confess. He was no further away from New York than Hoboken a week ago, and has been, it is reported, almost as close to this city ever since.

Mr. Whitman notified Schepps's lawyer, Bernard Sandler, to-day that unless Schepps gives himself up at once an indictment charging him with first degree murder will be returned tomorrow, and no influence can be brought that will keep him from being placed on trial. There is also standing against Schepps a charge of smuggling opium, in which the United States authorities are interested. If Schepps came in and confessed, the District-Attorney will not only ease up on prosecution for his part in the Rosenthal case, but probably will intercede for him with the Government authorities.

All of this news has been communicated to the fugitive.

**EXPECTS QUICK ROUND UP OF WHOLE MURDER GANG.**

The District-Attorney has no doubt that "Lefty Louie" and "Gyp the Blood," as well as Schepps, will soon be in the Tombs. The Harlem flat in which the murderers assembled after killing Rosenthal has been found, and important evidence was brought to light there. It was on this evidence that Leigh and Thomas hurriedly started on a new trail yesterday.

Unless Schepps comes in and allies himself with the people, and Jacob Rosenthal, alias "Jack Sullivan," produce a confession in the meantime, seven indictments charging murder in the first degree will be returned by the Grand Jury next Tuesday. A new indictment against Lieut. Charles Becker, based on additional corroborative evidence, will be found. The others who will find themselves facing indictments are "Jack Sullivan," "Whitey" Lewis and "Bugs Frank" Crawford, all of whom are in custody, and Schepps, "Lefty Louie" and "Gyp the Blood." The District-Attorney has information that "Lefty Louie" fired the two shots which struck Rosenthal in the head, and that "Gyp the Blood" also fired a revolver.

**BECKER'S HOME CALLED FROM JACK ROSE'S HIDING PLACE.**

A complete list of the telephone calls from the Riverside Apartments, One Hundred and Fifty-seventh street, and Riverside Drive, on July 16, 17 and 18 has been turned over to the District Attorney Harry Phillips, at whose house "Jack" Rose hid after the Rosenthal murder, lives in the Riviera.

The record shows that during the period covered by the three dates mentioned some one in Phillips' apartment called up the house of Lieut. Becker, the Lafayette Police and police headquarters. Other calls are shown to be placed in the vicinity of the scene of the murder, presumably "Bridge" Webber's apartment house at 167th avenue and Portersound street.

All three in the Rosenthal investigation now point to Lieut. Becker. The District-Attorney figures that he has made out a prima facie case of murder against the indicted lieutenant and that the charge of grafting is so strong that it can be substantiated without difficulty. The plan is to pile up

additional evidence against Becker in the hope that he will eventually, finding himself trapped, try to make terms to save himself and expose the "System."

A confession from "Jack Sullivan" is one of the points the District-Attorney hopes to score against Becker. "Sullivan" has more nerve than any other of the prisoners except Becker, but he has been subjected to considerable pressure since his transfer from the Tombs, where he was within the radius of Becker's influence yesterday.

**SULLIVAN WEAKENS UNDER PRESSURE BY VALLON.**

Sullivan, facing indictment for murder in the first degree, has weakened in his cell in the West Side prison. He has talked at length with Harry Vallon, who retained James M. Sullivan, the lawyer who represented "Jack" Rose's mother, to-day, and has advised him to confess.

Beck's role options with Becker's shift of the murder. He left Becker half an hour before Rosenthal was killed and went direct from Becker to "Jack" Rose and "Bridge" Webber. If Sullivan tells all he knows, the District-Attorney will feel justified in getting ready his evidence, preparatory for a speedy trial for Becker, for Sullivan's story can be corroborated.

John F. McIntyre, Becker's counsel in chief, is out of town and is not expected back before Tuesday. In his absence, Becker has maintained an unchanged front and announces that he has no intention whatever of making a confession, for the simple reason that he has nothing to confess.

**FILE, MADE POLICE "GOAT," RESTORED TO DUTY.**

A rather significant sidelight on the attitude of the Police Department in the matter of the Rosenthal murder came to notice at Headquarters to-day when it was announced that the charges against Policeman Ellis had been dismissed and he had been restored to duty.

Ellis, who was in the Metropole, off duty, when Rosenthal was shot, was suspended and placed on trial for not catching the murderers. Official action in his case was prompt, but Becker was allowed to remain on duty until he was actually indicted. Now Ellis has been cleared and Becker is in the Tombs with signs accumulating that the men who charge themselves with having been his accomplices are mainly concerned in making him the "goat."

Becker knows that he is enmeshed in the coils of the law, and that the coils are tightening. The testimony given by Harry Phillips to the Grand Jury yesterday, that he went to Becker's office in Police Headquarters thirty-six hours after Rosenthal was killed and informed Becker of the whereabouts of Jack Rose, was the hardest blow that has been dealt to the defense of the accused policeman. Becker at that time knew that Jack Rose was a fugitive from justice, for Deputy Commissioner Dougherty had a